

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

DONALD L. GRABNER, ) CASE NO. C09-0012-RSM  
Plaintiff, )  
v. )  
JULIE C. WALTERS, et al., ) ORDER DENYING *IN FORMA*  
Defendants. ) *PAUPERIS* APPLICATION AND  
 ) DISMISSING MATTER WITHOUT  
 ) PREJUDICE  
)

The Court, having reviewed plaintiff's Application to Proceed *In Forma Pauperis*, the Complaint, the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Plaintiff's Application to Proceed *In Forma Pauperis* is DENIED;
- (3) This matter is DISMISSED without prejudice; and
- (4) The Clerk is directed to send copies of this Order to plaintiff and to the Honorable Mary Alice Theiler.

DATED this 25<sup>th</sup> day of February, 2009.

  
RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE

ORDER DENYING *IN FORMA PAUPERIS* APPLICATION  
AND DISMISSING MATTER WITHOUT PREJUDICE  
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